

E-filed 10/04/06

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7 Attorneys Specially Appearing For Defendant,
Carolynne Tilga
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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13 DANIEL L. BALSAM, an individual,) Case No. C06 04114 JF

14 Plaintiff,

15 vs.

16 ANGELES TECHNOLOGY, INC., a
17 Nevada corporation; FUTURECAST
18 MEDIA LLC, a New Mexico limited
liability corporation; ONE WORLD
20 MEDIA LLC, a New Mexico limited
liability corporation; CAROLYNNE
21 TILGA, an individual; GRANT
22 SIMMONS, an individual; JOHN
23 SOLAMITO, an individual; *et al.* and
DOES 1 to 100,
24

25 Defendants.
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) STIPULATION TO CONTINUE PRE-
TRIAL DATES; [PROPOSED] ORDER
THEREON

1 Defendant Carolynne Tilga, specially appearing through her counsel, The
2 Kaufman Law Group, Gary Jay Kaufman, Esq. and Plaintiff Daniel Balsam, through
3 his counsel Walton & Roess, LLP, Timothy Walton, Esq., hereby stipulate as
4 follows:

5 The parties agree that this stipulation does not constitute a general appearance
6 by Defendant Tilga, and it is not a consent to the exercise of the Court's jurisdiction
7 over her, but rather is entered merely to preserve judicial economy;

8 WHEREAS, Plaintiff recently filed a first amended complaint naming
9 numerous additional defendants, who have not been served;

10 WHEREAS, Defendant Tilga has scheduled a hearing on her motion to
11 dismiss the first amended complaint for, *inter alia*, lack of personal jurisdiction on
12 December 1, 2006. The parties, through their counsel, agree that Tilga's response to
13 the complaint (moving papers) must be filed and served on or before October 27,
14 2006.

15 Additionally, the parties request that the Court continue the case management
16 conference to be heard at least 28 days after the hearing on Defendant Tilga's
17 motion to dismiss for lack of jurisdiction, as Defendant Tilga does not believe that
18 the Court has jurisdiction of this matter and objects to participating in the lawsuit
19 before the Court rules on the jurisdictional issue.

20 Accordingly, the parties request that the Court schedule the case management
21 conference on or after December 28, 2006.

22 Separately, Defendant Tilga's counsel requests that the Court allow them to
23 appear by telephone at the hearing on Defendant Tilga's motion to dismiss on
24 December 1, and to appear by telephone at the case management conference if the
25 first amended complaint is not dismissed. Plaintiff does not object to Defendant
26 Tilga's counsel appearance by telephone.

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1 Dated: September 29, 2006

THE KAUFMAN LAW GROUP

2 By: _____
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4 Gary Jay Kaufman
5 Attorneys Specially Appearing for Defendant,
Carolynne Tilga

6 Dated: October 2, 2006

7 WALTON & ROESS, LLP

8 By: Tony Wal-

9 Timothy Walton
10 Attorneys for Plaintiff, Daniel Balsam

11 O R D E R

12 IT IS HEREBY ORDERED THAT Defendant Carolynne Tilga's response to
13 the first amended complaint must be filed and served on or before October 27, 2006.

14 IT IS FURTHER ORDERED THAT the case management conference
15 ("CMC") is continued to 1/12/07 at 10:30 AM.

16 IT IS FURTHER ORDERED THAT at least 21 days before the CMC, the
17 parties shall meet and confer re: initial disclosures, early settlement, ADR process
18 selection, and discovery plan; file ADR Certification signed by Parties and Counsel;
19 and file either Stipulation to ADR Process or Notice Of Need For ADR Phone
20 Conference;

21 IT IS FURTHER ORDERED THAT at least 7 days before the CMC is the
22 last day for the parties to complete initial disclosures or state objection in Rule 26(f)
23 Report, file Case Management Statement and file Rule 26(f) Report.

24 DATED: 10/3/06

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27 Hon. Jeremy Fogel
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